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CERTIFICATE OF MAILING  
37 C.F.R 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, DC 20231, on the date below:

July 1, 1998  
Date

Steven L. Highlander

**PATENT**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Eric N. Olson, Stephen R. Grant  
and Jeffrey D. Molkentin

Serial No.: 09/061,417

Filed: April 16, 1998

For: METHODS AND COMPOSITIONS FOR  
THERAPEUTIC INTERVENTION IN  
CARDIAC HYPERTROPHY

Group Art Unit: 1801

Examiner: Unknown

Atty. Dkt. No.: UTSD:548/HYL

RECEIVED  
58 JUL 15 AM 11:44  
GROUP 180

RESPONSE TO 37 C.F.R. § 1.53(d) NOTICE

**BOX MISSING PART**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the Notice to File Missing Parts of Application Under 37 C.F.R. § 1.53(d),

dated May 4, 1998, there are enclosed herewith:

(a) Declarations executed on behalf of Eric N. Olson, Stephen R. Grant and Jeffrey D. Molkentin ;

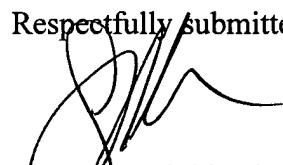
- (b) A Power of Attorney on behalf of Board of Regents, The University of Texas System;
- (c) A Declaration Claiming Small Entity Status executed on behalf of Board of Regents, The University of Texas system;
- (d) Our check in the amount of \$680.00 to cover the basic filing fee (\$395 - utility small entity); surcharge for late filing (\$65.00); and additional claims fee (\$220.00); and
- (e) A copy of Notice to File Missing Parts of Application-Filing Date Granted.

An Assignment to Board of Regents, The University of Texas System and a check for \$40.00 are being filed under separate cover.

If the check is inadvertently omitted, or should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed materials, or should an overpayment be included herein, the Assistant Commissioner is authorized to deduct or credit said fees from or to Arnold, White & Durkee Deposit Account No. 01-2508/UTSD:548/HYL.

Please date stamp and return the accompanying postcard to evidence receipt of these documents.

Respectfully submitted,

  
Steven L. Highlander  
Reg. No. 37,642  
Attorney for Applicants

ARNOLD, WHITE & DURKEE  
P.O. Box 4433  
Houston, Texas 77210-4433  
(512) 418-3000

Date: 7/1/98

**BEST AVAILABLE COPY**



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO/TITLE
09/861,417	04/16/98	OLSON	E UTSD-548

ARNOLD, WHITE & DURKEE  
P O BOX 4433  
HOUSTON TX 77210-4433



NOT ASSIGNED

1801

DATE MAILED:

05/04/98

### NOTICE TO FILE MISSING PARTS OF APPLICATION

#### *Filing Date Granted*

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of  \$65.00 for a small entity in compliance with 37 CFR 1.27, or  \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a  small entity (statement filed)  non-small entity is \$ 300.

1. The statutory basic filing fee is:

missing  
 insufficient

Applicant must submit \$ 190 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27). 440

2. Additional claim fees of \$ 440, including any multiple dependent claim fees, are required.

\$ 440 for 20 independent claims over 3.

\$ 440 for 20 dependent claims over 20.

\$ 440 for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

3. The oath or declaration:

is missing or unexecuted.  
 does not cover the newly submitted items.  
 does not identify the application to which it applies.  
 does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signing the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

7. Your filing receipt was mailed in error because your check was returned without payment.

8. The application does not comply with the Sequence Rules.

See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

*A copy of this notice MUST be returned with the reply.*

*Customer Service Center*

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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